FILED JUN - 6 1953
FEB 9 1953

IN THE

Supreme Court of the United States

OCTOBER TERM, 1950.

No. 5, Original.

STATE OF NEW JERSEY,
Complainant,

vs.

STATE OF NEW YORK and CITY OF NEW YORK,
Defendants,

COMMONWEALTH OF PENNSYLVANIA,
Intervenor.

MOTION OF THE STATE OF NEW JERSEY FOR LEAVE TO FILE AMENDED AND SUPPLEMENTAL ANSWER AND AMENDED ANSWER.

THEODORE D. PARSONS,
Attorney General of New Jersey.

ROBERT PEACOCK,
Deputy Attorney General,
Solicitors for State of New Jersey.

Of Counsel:
KENNETH H. MURRAY,
OSCAR R. WILENSKY,
Special Counsel for New Jersey.

MacCrellish & Quigley Co., Printers, Trenton, New Jersey

IN THE

Supreme Court of the United States

OCTOBER TERM, 1950.

No. 5, Original.

STATE OF NEW JERSEY,

Complainant,

vs.

STATE OF NEW YORK and CITY OF NEW YORK,

Defendants,

COMMONWEALTH OF PENNSYLVANIA,

Intervenor.

MOTION OF THE STATE OF NEW JERSEY FOR LEAVE TO FILE AMENDED AND SUPPLEMENTAL ANSWER AND AMENDED ANSWER.

To the Honorable, the Chief Justice of the United States and the Associate Justices of the Supreme Court of the United States:

Now comes the State of New Jersey, by Theodore D. Parsons, its Attorney General, and respectfully represents that:

1. It has heretofore filed its separate answer to the petition of the City of New York to amend the decree of this Court entered on May 25, 1931, at October Term, 1930, No. 16, original.

2. It desires to amend its answer by adding thereto, for the purpose of clarifying its position, denial of New York's petition and to question this Court's jurisdiction to entertain the petition of the City of New York.

3. It notified the Special Master and Counsel for all other parties of its desire by serving copies of said Amended Answer, and it notified the Special Master and Counsel for all other parties orally of its desire to file an Amended Answer.

4. While there have been informal pre-trial proceedings before the Special Master, the hearings have not yet begun and are not scheduled to begin until February 15, 1953.

5. The Commonwealth of Pennsylvania and New York and the City of New York, being all of the other parties to this proceeding, have consented to the filing of an Amended Answer by petitioner.

6. New Jersey's proposed Amended Answer is hereto annexed, 50 copies having been filed with the Clerk of this Court.

WHEREFORE, New Jersey moves that it may be allowed to file the aforesaid Amended and Supplemental Answer.

Respectfully submitted,

STATE OF NEW JERSEY,
Complainant.

By THEODORE D. PARSONS,
Attorney General.

ROBERT PEACOCK,
Deputy Attorney General,
Solicitors for the State of New Jersey.

Of Counsel:

KENNETH H. MURRAY,
OSCAR R. WILENSKY,
Special Counsel for New Jersey.

STATE OF NEW JERSEY,
COUNTY OF MERCER. } ss.

THEODORE D. PARSONS, being duly sworn according to law, deposes and says that he is the Attorney General of the State of New Jersey; that he is duly authorized to take this affidavit on its behalf; that he has read the foregoing motion; and that the averments thereof so far as they are within his personal knowledge are true and correct, and that in so far as they are upon information and belief, he believes them to be true and correct.

THEODORE D. PARSONS.

Sworn to and subscribed before me this thirtieth day of December, 1952.

ANNE R. PULONE,
Notary Public of New Jersey.

My commission expires April 25, 1957.